



September 26, 2012

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Austin, TX
5929 Balcones Drive, Suite 200
Austin, TX 78731-4280
Phone: 512.343.2544
Fax: 512.343.0119

RE: Filing of Livingston Telephone Company in Compliance with Order Designating Issues for Investigation, *In the Matter of Investigation of Certain 2012 Annual Access Tariffs*, WC Docket No. 12-233, WCB/Pricing No. 12-09

REQUEST FOR CONFIDENTIAL TREATMENT

Dear Ms. Dortch:

Enclosed for filing in the above-referenced dockets is the Compliance Filing of Livingston Telephone Company (Livingston).

Pursuant to the Protective Order in this proceeding, Livingston requests confidential treatment of parts of its information and its schedules that contain confidential and proprietary information related to Livingston's finances, including subscriber information, revenues by service type and other sensitive financial data. This information is entitled to confidential, non-public treatment under the Freedom of Information Act, the related provisions of the Commission's rules and the Protective Order in this proceeding.

Livingston has marked each page of the non-redacted version of this filing with the legend "CONFIDENTIAL INFORMATION – SUBJECT TO PROTECTIVE ORDER IN WC DOCKET NO. 12.233, WCB/PRICING NO. 12-09 BEFORE THE FEDERAL COMMUNICATIONS COMMISSION." Livingston has filed redacted versions of each Stamped Confidential Document in the Commission's Electronic Comment Filing System (ECFS) and has emailed the unredacted schedules to Ms. Robin Cohn, Pricing Policy Division, Wireline Competition Bureau.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Gail Odell", written over a horizontal line.

Gail Odell
Authorized Representative
Livingston Telephone Company

GO/pjf

Enclosures

REDACTED – FOR PUBLIC INSPECTION
Livingston Telephone Company
Description and Justification
September 27, 2012

I. Interstate Switched Access Service

Issue A. Calculation of Base Period Revenue

In accordance with §51.917(c), Livingston calculated its Interstate Base Period Revenue based upon its 2011 Interstate Switched Access Revenue Requirement of \$ [REDACTED] contained in its July 1, 2011 interstate access tariff filing with the FCC. Included in this amount is \$ [REDACTED] of Local Switching Support (LSS).

Issue C. Interstate Switched Access Demand

For Test Year (TY) 2012-13, forecasted interstate switched access demand was calculated using an annualized demand loss factor of 15% applied to the FY2011 demand units.

II. Transitional Intrastate Switched Access Service

Issue A. Calculation of Base Period Revenue

1. Jurisdiction and Directionality

Livingston's Carrier Access Billing System (CABS) assigns each Access Usage Record (AUR) to the interstate or intrastate jurisdiction utilizing the "From" and "To" number field in the AUR. For terminating AURs without a "From" number, this access usage is allocated to the interstate and intrastate jurisdictions based on the interexchange carrier's provided Percent Interstate Usage (PIU) factor. Livingston's CABS assigns each AUR as either originating or terminating based on the directionality field in the AUR.

For Fiscal Year (FY) 2011, terminating intrastate usage was accumulated for the billing cycle and then billed at the following intrastate switched access rate elements:

- Terminating Carrier Common Line, including Orig. 800 minutes billed at the Term. CCL rate
- Terminating Local Switching
- Terminating Information Surcharge
- Terminating Local Transport Facility
- Terminating Local Transport Termination

The FY2011 terminating intrastate base period data included only the demand and revenue generated by the rate elements listed above. There were no intrastate switched access non-recurring charges billed during the FY2011 billing period. No late payment fees or other non-service related charges were included in the FY2011 billing period data.

2. FY2011 (October 1, 2010 to September 30, 2011) Usage Period

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Livingston's monthly CABS processing bills switched access usage in arrears in one billing cycle during each month. There is approximately a 4 day lag for the usage period in each billing cycle. For example, the November 1, 2010 CABS bills included usage for September 27, 2010 to October 26, 2010. Livingston extracted all switched access usage billed from November 1, 2010 through October 1, 2011 to insure that a full 12 months of usage data was reported for the FY2011 billing period with usage dates of September 27, 2010 through September 26, 2011. Livingston did not bill or include any out-of-period billing adjustments during this 12 month FY2011 billing period. The total transitional intrastate demand and revenue for the September 27, 2010 through September 26, 2011 usage period was [REDACTED] minutes and [REDACTED] in revenue.

Per the FCC's request, Livingston undertook the following billing cycle adjustments to revise the original annual usage period to match the exact usage dates of October 1, 2010 through September 30, 2011. First, Livingston extracted and identified the CABS demand and revenue associated with the September 27, 2010 through September 30, 2010 usage period as [REDACTED] minutes and [REDACTED] in revenue. This data was deducted from the annual total to adjust out the FY2010 usage period.

Next, using data from the November 1, 2011 CABS bills, Livingston extracted and identified the CABS demand and revenue associated with the September 27, 2011 through September 30, 2011 usage period as [REDACTED] minutes and [REDACTED] in revenue. This data was added to the annual total to complete the FY2011 usage period.

Consequently, the billing cycle adjustments decreased the total FY2011 October 1, 2010 through September 30, 2011 usage period data to [REDACTED] minutes and [REDACTED] in revenue. The billing cycle adjustments represent a net decrease in billed revenue of [REDACTED] or a .36% decrease over the original 12 month billing cycle total.

3. March 31, 2012 Cutoff / Uncollected Revenue

Livingston reviewed its CABS Accounts Receivable reports as of April 1, 2012 and determined that it had [REDACTED] in uncollected revenues for terminating intrastate switched access charges billed during the FY2011 billing period. The [REDACTED] in uncollected revenue was deducted from billed revenue to arrive at FY 2011 actual intrastate revenue received.

Issue B. Intrastate Rate Reductions

In accordance with §51.909(b), Livingston reduced its transitional intrastate switched access rates by 50% of the differential between the FY2011 terminating intrastate demand priced at 12-29-11 intrastate switched access rates compared to the FY2011 terminating intrastate demand priced at 12-29-11 interstate switched access rates. Utilizing the option in §51.909(b)(2)(v), Livingston elected to adopt the interstate rate structure and 12-29-11 interstate rate levels and include the transitional per-minute charge assessed on terminating intrastate end office switching minutes between July 3, 2012 and July 1, 2013. This revenue reduction and rate restructure was reflected in its revised intrastate switched access tariff which was approved by the Texas Public Utility Commission effective July 3, 2012.

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These calculations were performed at the rate element level and no composite rates were used. Since no intrastate switched access non-recurring charges were billed in the FY2011 billing period, no non-recurring revenues or demand were included in the calculations.

Since Livingston's intrastate switched access tariff included non-LTR transport rate elements and its interstate switched access tariff included LTR transport rate elements, the actual FY2011 non-LTR demand units had to be converted to theoretical LTR demand units based on the relationship of the interstate end office demand units compared to the LTR demand units as of the December 2011 billing month.

Utilizing the FY2011 terminating intrastate data, adjusted for the FCC's required billing cycle adjustment, the revised FY2011 data generates an increase in the terminating intrastate FCC Transitional Charge from the initial rate of \$0.020778 to a corrected rate of \$0.020780. Livingston will file the corrected rate with the TxPUC as soon as possible.

Issue C. Intrastate Switched Access Demand

For Test Year (TY) 2012-13, forecasted terminating intrastate switched access demand was calculated using an annualized demand loss factor of 15% applied to the FY2011 demand units. Subsequently, the forecasted terminating intrastate switched access demand was allocated as 90% non-VoIP traffic to be rated at intrastate rate levels and 10% VoIP traffic to be rated at interstate rate levels. The terminating intrastate VoIP minutes are reflected as a 10% reduction to the forecasted terminating intrastate switched access demand applicable to the FCC Transitional Charge rate element, since terminating intrastate VoIP minutes would not be billed this rate element. All other intrastate per-minute switched access rate elements would be applicable to the VoIP minutes since the revised terminating intrastate rate levels are equal to Livingston's interstate rate levels.

III. Reciprocal Compensation

Issue A. Calculation of Base Period Revenue

In accordance with §51.917(c), Livingston's FY2011 Reciprocal Compensation revenue includes only those revenues received by March 31, 2012 for terminating intraMTA usage from CMRS providers between October 1, 2010 and September 30, 2011. These revenues for intraMTA usage were based upon the following single reciprocal compensation rate element:

Local Transport and Termination

Livingston bills terminating intraMTA usage in the same manner as described above in Intrastate Issue A item 2. The total terminating intraMTA demand and revenue for the September 24, 2010 through September 23, 2011 usage period was [REDACTED] minutes and [REDACTED] in revenue. The deduction for the September 24, 2010 through September 30, 2010 usage period was [REDACTED] minutes and [REDACTED] in revenue. The addition for the September 24, 2011 through September

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30, 2011 usage period was [REDACTED] minutes and [REDACTED] in revenue. The billing cycle adjustments decreased the total FY2011 October 1, 2010 through September 30, 2011 usage period data to [REDACTED] minutes and [REDACTED] in revenue.

During FY2011, since all invoices to Halo Wireless remained unpaid as of March 31, 2012, Livingston's reported FY2011 data does not include any revenue or billed minutes for Halo Wireless.

Since all of Livingston's Wireless Interconnection Agreements included a "Change in Law" provision, the exchange of all intraMTA traffic with CMRS providers moved to Bill and Keep effective July 1, 2012.

Livingston does not have any Interconnection Agreements with non-CMRS providers; and, therefore, does not have any non-CMRS data to report for FY2011 or TY 2012-13.

IV. Access Recovery Charge (ARC)

Issue E. Calculation of ARC Rates

Since Livingston's Total TY 2012-13 Eligible Recovery amount, as adjusted in this filing, exceeds the amount of projected ARC revenues, based on its ARC rates as originally filed, Livingston believes that its proposed ARC rates are just and reasonable and no refund obligation exists.

Table 1: - Access Recovery Charge (ARC)	ARC Rates as Filed Effective 7/3/2012	ARC Rates Supported by Direct Case
Residence – Individual Line	\$0.50	\$0.50
Business – Single Line	\$0.50	\$0.50
Business – Multiline	\$1.00	\$1.00

TO BE COMPLETED BY THE REPORTING CARRIER.

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Certification of Officer as to the Accuracy of the CAF ICC Data Reported

I certify that I am an officer of the reporting carrier; my responsibilities include ensuring the accuracy of the actual data reported; and, to the best of my knowledge, the information reported on this form is accurate.

Name of Reporting Carrier **LIVINGSTON TELEPHONE COMPANY**

Signature of Authorized Officer

Date **9/26/2012**

Printed name of Authorized Officer **CURTIS G. WALZEL**

Title or position of Authorized Officer **PRESIDENT**

Telephone number of Authorized Officer: **(936) 327-4309** ext.

Study Area Code of Reporting Carrier

Livingston

Filing Due Date for this form
(mm/dd/yyyy)

9/27/2012

Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.

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TO BE COMPLETED BY AN OFFICER OF THE REPORTING CARRIER

Certification of Officer for Rate-of-Return Carrier Eligibility for CAF/ICC Recovery

I certify that I am an officer of the reporting carrier and that, to the best of my knowledge, the reporting carrier on this form certifies that it has complied with Eligible Recovery §51.917(d) and Access Recovery Charge §51.917(e) and is eligible to receive the CAF ICC support requested pursuant to §51.917(f).

Name of Reporting Carrier				LIVINGSTON TELEPHONE COMPANY	
Signature of authorized officer			Date		9-26-2012
Printed name of authorized officer			CURTIS G WALZEL		
Title or position of authorized officer			PRESIDENT		
Telephone number of authorized officer:			(936) 327-4309		
Study Area Code of Reporting Carrier		Livingston	Filing Due Date for this form (mm/dd/yyyy)	9/27/2012	
Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.					

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TO BE COMPLETED BY AN OFFICER OF THE REPORTING CARRIER

Certification of Officer for Rate-of-Return Carrier Not Seeking Duplicative Recovery

I certify that I am an officer of the reporting carrier and that, to the best of my knowledge, this reporting carrier is not seeking duplicative recovery in the state jurisdiction for any Eligible Recovery subject to the recovery mechanism as per 51.917(d)(vii).

Name of Reporting Carrier **LIVINGSTON TELEPHONE COMPANY**

Signature of authorized officer

Date

9/26/2012

Printed name of authorized officer **CURTIS G. WALZEL**

Title or position of authorized officer **PRESIDENT**

Telephone number of authorized officer: **(936) 327-4309**

Study Area Code of Reporting Carrier

Livingston

Filing Due Date for this form
(mm/dd/yyyy)

9/27/2012

Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act of 1934, 47 U.S.C. §§ 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. § 1001.

Filing Date (enter w/leading "):
Holding Company:
Transmittal Number

9/27/2012
Livingston Telephone Company

ARC-CAF-1

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Study Area EXCHANGES

Rate Ceiling Component Charges Calculation (51.915(b)(11))											MULTI-LINE BUSINESS		RESIDENCE / NP / BRI (excluding Lifeline)		MULTI-LINE BUSINESS		
RESIDENCE / NP / BRI / SLB (excluding Lifeline)													MAX Curr Yr		MAX Curr Yr		
Res / NP / BRI	Tariff Period	Tariff Period	Stand-alone	Mandatory	Zone	State		State	Federal	Total Rate	Tariff Period	Federal	Res/NP/BRI	MAX Curr Yr	MLB	MAX Curr Yr	
Projected Lines	Projected Lines		Rate	EAS	Charges	SLC	F911	TRB	USE	SLC	Comp. Chgs	Projected Lines	SLC-MLB	ARC Rate	ARC Rev	ARC Rate	ARC Rev
			\$8.98	N/A	\$1.82	N/A	\$0.56	N/A	\$0.464	\$6.50	\$18.32		\$ 9.20	\$ 0.50		\$ 1.00	

9/27/2012

ARC-CAF-2

Livingston Telephone Company

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Transmittal Number

Eligible Revenue - Current Yr Recovery

Maximum ARC opportunity Revenue

Maximum CAF ICC Support

Residential Rate Ceiling: (51.915(b)(12))	\$	30.00
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Maximum MLB SLC+ARC: { 51.915(e)(5)(iv) } \$ 12.20

Max ARC for current year: Res/SLB	\$	0.50
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Max ARC for current year: MLB	\$	1.00
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[illegible]

9/27/2012

Holding Company: Livingston Telephone Company

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Holding Company Eligible Recovery	Holding Company Maximum ARC Revenues	Maximum CAF ICC Support
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[illegible]

Filing Date (enter w/leading '):

9/27/2012

ARC-CAF-4

Holding Company:

Livingston Telephone Company

Transmittal Number

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FOOTNOTES:

	A	B	C	D	E	F	G	H
1	Filing Date:		9/27/2012		REDACTED - FOR PUBLIC INSPECTION			
2	Filing Entity:		Livingston Telephone Company					
3	Transmittal Number:							
4								
5								
6								
7	TY 2012-2013 Eligible Recovery							
8		Interstate	Intrastate	Net Rec. Comp.	TRS Increment	Regulatory-Fees Increment	NANPA Increment	Total
9		2012 RoR ILEC Interstate Rates, cell F11	2012 RoR ILEC Intrastate Rates, cell G10	2012 RoR ILEC Rec. Comp. Rates, cell E9	Input	Input	Input	B+C+D+E+F+G
10	442107							
11								0
12								0
13								0
14								0
15								0
16								0
17								0
18								0
19								0
20								0
21								0
22								0
23								0
24								0
25								0
26								0
27								0
28								0
29								0
30								0
31								0
32								0
33								0
34								0
35								0
36								0
37								0
38								0
39								0
40								
41	Total Eligible Recovery							

	A	B	C	D	E	F	G	H
1	Filing Date:	9/27/2012						
2	Filing Entity:	Livingston Telephone Company	REDACTED - FOR PUBLIC INSPECTION					
3	Transmittal Number:							
4	COSA:	442107						
5								
6								
7	Most Recently Filed Interstate Switched Access Revenue Requirement				Input		250,824 LSS Amount	
8	TY 2012-2013 Baseline Adjustment Factor (BAF)					0.95		
9	BAF X Most Recently Filed Interstate Switched Access Revenue Requirement				F7*F8			
10	Total TY 2012-2013 Expected Maximum Interstate Revenue				Sum of Col. H		15% Demand Loss	
11	TY 2012-2013 Interstate Eligible Recovery				F9-F10			
12								
13								
14	Interstate Tariff Section	USOC	Interstate Switched Access Rate Element	Unit of Demand (e.g., MOU or DS1)	12/29/11 Interstate Rate	7/1/2012 Proposed Rate	TY 2012-2013 Expected Units	TY 2012-2013 Expected Maximum Revenue
15	Input	Input	Input (Note 1)	Input	Input	Input	Input	E*G
16	** LOCAL SWITCHING **							
17	17.2.3	N/A	Local Switching	MOU	0.00851	0.00851		
18								0
19								0
20								0
21								0
22	** INFORMATION **							
23	17.2.3	N/A	Information Surcharge	MOU	0.000292	0.000292		
24								0
25								0
26								0
27								0
28	** TANDEM-SWITCHED TRANSPORT AND TANDEM **							
29	17.2.2	N/A	Tandem Switched Facility (EO to Tandem)	MOUxMixBP	0.000025	0.000025		
30	17.2.2	N/A	Tandem Switched Termination	MOU	0.006954	0.006954		
31	17.2.2	N/A	800DB Query - Basic	Query	0.0054	0.0054		
32	17.2.2	N/A	800DB Query - Vertical	Query	0.006	0.006		
33								0
34	** SIGNALING FOR TANDEM SWITCHING **							
35								0
36								0
37								0
38								0
39								0
40	** DIRECT-TRUNKED TRANSPORT **							
41	17.2.2	N/A	Direct Trunked Facility	DS1	15.97	15.97		
42	17.2.2	N/A	Direct Trunked Termination	DS1	82.88	82.88		
43								0
44								0
45								0
46	** DEDICATED SIGNALING TRANSPORT **							
47								0
48								0
49								0
50								0
51								0
52	** ENTRANCE FACILITIES **							
53	17.2.2	N/A	Entrance Facility	DS1	233.16	233.16		
54								0
55								0
56								0
57								0
58	** LINE INFORMATION DATABASE **							
59								0
60								0
61								0
62								0
63								0
64	** BILLING NAME AND ADDRESS **							
65								0
66								0
67								0
68								0
69								0
70								
71	Total TY 2012-2013 Expected Maximum Interstate Revenue (Sum of Col. H)							
72								
73								
74	Note 1: Enter one rate element per line under the relevant category. Insert rows as necessary							

[illegible]

	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O
1	Filing Date:		9/27/2012												
2	Filing Entity:		Livingston Telephone Company		REDACTED - FOR PUBLIC INSPECTION										
3	Transmittal Number:														
4	COSA:		442107												
5															
6															
7	TY 2012-2013 Reciprocal Compensation Eligible Recovery Revenue			O20											
8	TY 2012-2013 Reciprocal Compensation Eligible Recovery Expense			J26											
9	TY 2012-2013 Net Reciprocal Compensation Eligible Recovery			E7-E8											
10															
11															
12	TY 2012-2013 Reciprocal Compensation Eligible Recovery Revenue Calculations														
13	Reciprocal Compensation				Equivalent Interstate Access			Revised Reciprocal Compensation Rate and Eligible Recovery Calculations							
14	Revenue Category (Note 1)	FY 2011 Revenue	FY 2011 MOU	FY 2011 Average Rate	FY 2011 Terminating Revenue	FY 2011 Terminating MOU	FY 2011 Average Rate	July 1, 2012 Average Rate	Price Out with July 1, 2012 Average Rates and FY 2011 Units	Revenue Difference	% Revenue Difference	TY 2012-2013 Expected Demand	TY 2012-2013 Expected Revenue	95% of FY 2011 Revenue	TY 2012-2013 Rec. Comp. Eligible Recovery Revenue
15		Input	Input	B/C	Input	Input	E/F	(D-G)/2+G or D	H*C	B - I	(J/B)*100	Input	H*L	.95*B	N-M
16	End Office Switching			0.000000			0.000000	0.000000	0	0	N/A		0	0	0
17	Tandem Switching			0.000000			0.000000	0.000000	0	0	N/A		0	0	0
18	Common Transport			0.000000			0.000000	0.000000	0	0	N/A		0	0	0
19	Transport and Termination			0.013582			0.017404	0.013582		0	N/A	0	0		
20	Total									0	0.00%	0	0		
21															
22															
23	TY 2012-2013 Reciprocal Compensation Eligible Recovery Expense Calculations														
24	Expense Category	FY 2011 Expense	FY 2011 MOU	FY 2011 Average Rate	% Revenue Difference	TY 2012 Average Rate	2012 Expected MOU	TY 2012-2013 Expected Expense	95% of FY 2011 Expense	TY 2012-2013 Rec. Comp. Eligible Recovery Expense					
25		Input	Input	B/C	K20	D*(1-E)	Input	F*G	.95*B	I-H					
26	Total Expense			0.013764	0.00%	0.013764	0	0							
27															
28															
29	Note 1: Use rows 16, 17, and 18 for traffic carried pursuant to reciprocal compensation agreements that specify separate rates for end office switching, tandem switching, and common transport.														
30	Use row 19 for traffic carried pursuant to reciprocal compensation agreements that specify only a single transport and termination rate.														

Filing Date (enter w/leading '):
Holding Company:
Transmittal Number:

9/27/2012
Livingston Telephone Company

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ARCCTR-CAF-1

Study Area

EXCHANGES

Rate Ceiling Component Charges Calculation (51.915(b)(11))

RESIDENCE / NP / BRI / SLB (excluding Lifeline)

Res / NP / BRI Tariff Period Projected Lines	SLB Tariff Period Projected Lines	Stand-alone Rate	Mandatory EAS	Mandatory Zone Charges	State SLC	E911	TRS	State USF	Federal SLC	Total Rate Ceiling Comp. Chgs
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442104 Livingston

		\$ 8.98	N/A	\$ 1.82	N/A	\$0.56	N/A	\$0.464	\$6.50	\$18.32
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MULTI-LINE BUSINESS

nonCentrex Tariff Period Projected Lines	Centrex Tariff Period Projected Lines	Federal SLC-MLB
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		\$ 9.20
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9/27/2012
Livingston Telephone Company

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ARCCTRP-CAF-2

Eligible Revenue - Current Yr Recovery
Maximum Imputed ARC Revenue
Tariffed ARC Revenue
Expected CAF ICC Support

Eligible Revenue - Current Yr Recovery
Tariffed ARC Revenue + Expected CAF ICC Support

Residential Rate Ceiling: (\$1.915(b)(12)) \$ 30.00
Maximum MLB SLC+ARC (\$1.915(e)(5)(iv)) \$ 12.20
Max ARC for current year: Res/SLB \$ 0.50
Max ARC for current year: MLB \$ 1.00

Totals \$ 23,292 1,700 51

Exchange/RG

RESIDENCE / NP / BRI / SLB (excluding Lifeline)

MULTI-LINE BUSINESS

Res/NP/BRI Tariff Period Projected Lines	SLB Tariff Period Projected Lines	Residential Total Rate Ceiling Chgs	RES/NP/BRI Current Year Maximum ARC Rate	Current Year Tariffed ARC Rate	SLB Tariffed ARC Rate	ARC Revenue at Tariffed Rate	NonCentrex Tariff Period Projected Lines	Centrex Tariff Period Projected Lines	MLB Federal SLC	MLB Curr. Yr. Maximum ARC Rate	NonCentrex Tariffed ARC Rate	Centrex Tariffed ARC Rate	ARC Revenue at Tariffed Rate
		\$18.32	\$ 0.50	\$ 0.50	\$ 0.50				\$ 9.20	\$ 1.00	\$ 1.00	\$ 1.00	

Filing Date (enter w/leading '):

9/27/2012

ARCRCTRP-CAF-3

Holding Company:

Livingston Telephone Company

Transmittal Number:

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FOOTNOTES: